

BOARD OF SUPERVISORS  
COUNTY OF YORK  
YORKTOWN, VIRGINIA

Ordinance

At a regular meeting of the York County Board of Supervisors held in York Hall, Yorktown, Virginia, on the \_\_\_\_ day of \_\_\_\_, 2006:

---

Present

Vote

Walter C. Zaremba, Chairman  
Kenneth L. Bowman, Vice Chairman  
Sheila S. Noll  
James S. Burgett  
Thomas G. Shepperd, Jr.

---

On motion of \_\_\_\_\_, which carried \_\_\_\_, the following ordinance was adopted:

AN ORDINANCE TO AMEND CHAPTER 19 OF THE YORK COUNTY CODE, SOLID WASTE, GARBAGE, AND WEEDS TO EXTEND THE PAYMENT REMITTANCE PERIOD FOR CREDIT CUSTOMERS FROM 10 DAYS TO 30 DAYS FOR TRANSFER STATION DISPOSAL SERVICES; TO DECREASE THE WAITING PERIOD FROM 90 DAYS TO 30 DAYS FOR THE CURBSIDE COLLECTION OF YARD DEBRIS; AND TO INCREASE ALL SOLID WASTE DISPOSAL AND COLLECTION FEES IN YORK COUNTY, INCLUDING ALL FEES CHARGED FOR ROADSIDE TRASH COLLECTION AND TIPPING FEES FOR DUMPING AT THE YORK COUNTY TRANSFER STATION ON GOODWIN NECK ROAD

BE IT ORDAINED by the York County Board of Supervisors this the \_\_\_\_ day of \_\_\_\_\_ 2006, that Chapter 19 of the York County Code be, and it is hereby, amended to read as follows:

\*\*\*

**ARTICLE II. DISPOSAL FACILITIES**

\*\*\*

**Sec. 19-24. Charges and permits for use of county disposal facilities.**

- (a) Use of county-owned disposal facilities shall be subject to the following fees and charges:

- (1) Individual households and qualified small businesses, as defined in section 19-62, which have elected to receive county solid waste collection services and are current in payments for such services may personally or by employees or officers in the case of businesses dispose of their own solid waste, including incidental construction debris generated from their own premises, at a county disposal facility at no additional charge. All other persons including contractors retained by households or by small businesses on county solid waste collection services who dispose of solid waste at the county transfer station for compensation shall pay a fee of ~~forty-two~~fifty-two dollars (\$~~42~~52.00) per ton. This fee shall be prorated for amounts of waste that do not constitute an even ton; provided, however, that a minimum fee of five dollars (\$5.00) per vehicle shall be charged. All fees required to be collected at the time of disposal shall be rounded to the nearest whole dollar. Fees that are collected on a monthly basis pursuant to the provisions of subsection (6) of this section shall be for the exact amount of the fee incurred.
  - (2) There shall be no charge for the disposal of recyclable items, as listed in section 19-70(a), at designated county disposal facilities.
- (b) Persons disposing of waste requiring special handling (including food processing wastes), shall at a minimum pay the applicable tipping fees plus the following amounts:
- (1) \$~~42~~52.00 - 0 to 3,999 pounds
  - (2) \$~~52~~62.50 - 4,000 to 6,000 pounds
  - (3) \$~~70~~80.00 - Over 6,000 pounds
  - (4) Additional fees may be required by the county administrator as set forth in paragraph (d) of this section. Animal carcasses will not be accepted at the county's transfer station.
- (c) Prior to the acceptance of industrial or food-processing waste, or any other solid waste requiring special handling, the person desiring to dispose of the same shall secure a permit from the county administrator. Prior to the issuance of such permit, the county administrator shall determine the compatibility of the specific refuse with the method of disposal utilized. In determining such compatibility, the county administrator shall consider disposal volume, difficulty of handling, employee safety, likelihood of equipment damage, and any unusual health and environmental problems and current state and federal regulations. The disposal charge for any such material shall be as a minimum the amount set out in paragraph (b) above, but shall be higher as necessary to cover all cost associated with the special handling requirements, the potential damage to landfill equipment, environmental effects, state and federal rules and regulations regarding the waste and other factors as may be appropriate for such waste. Based on these consid-

erations, the county administrator may require additional special handling charges as necessary from time to time for use at county disposal facilities.

- (d) In the event the disposal facility's scale is inoperative, charges for disposal shall be based upon weight data previously generated for the vehicle hauling such waste and the nature of the waste. The weight data shall consist of not fewer than fifteen (15) previous weigh-ins by the vehicle carrying such waste and shall be modified by a visual inspection of the vehicle if such is feasible. For vehicles for which no history of previous weight data exists or for which insufficient data exists, the following rates shall apply:
  - (1) *Uncompacted refuse*: The charge shall be ~~fifteen~~twenty-five dollars (~~\$15~~\$25.00) per cubic yard of truck capacity.
  - (2) *Compacted refuse*: The charge shall be ~~twenty~~thirty-five dollars (~~\$25~~\$35.00) per cubic yard of truck capacity.
- (e) Charges imposed under the provisions of this chapter shall be due and may be paid upon entering the disposal facility. At the discretion of the county administrator, bills may be rendered not less than monthly. All bills rendered after the date of adoption of this chapter shall be due and payable upon presentation and at the place designated by the county. If not paid within ~~ten~~thirty (~~10~~30) days, the bill will be considered delinquent and a penalty of ten (10) percent or twenty-five dollars (\$25.00), whichever is greater, will be added to the original amount due. Interest at the rate of ten (10) percent per annum shall be charged on the aggregate of the payment and the penalty due beginning with the date the penalty is applied. If any bill shall not be paid within ~~twenty~~forty-five (~~20~~45) days of the billing date, then disposal privileges shall be terminated.

## ARTICLE V. SOLID WASTE COLLECTION SERVICE

\*\*\*

### **Sec. 19-67. Bulky item and special yard waste collection.**

- (a) Bulky Item Collection:
  - (1) Occupants who receive county collection service and who desire to have bulky items collected must call the county in advance in accordance with a collection schedule to be published by the county administrator. Each household and qualified small business which has elected to receive collection services from the county is entitled to have three (3) bulky items collected per collection, four (4) times each calendar year. Single family detached and duplex residences which have elected not to receive county service may call the county in advance to receive bulky items collected, for such fee as is established by the board.

- (2) New occupants of a household who elect to receive county collection services are permitted a one (1) time special bulky item collection of up to thirty (30) boxes.
- (3) Individual households and qualified small businesses, which have elected not to receive county service, may call the county to arrange for special bulky item collections for a fee of thirty dollars (\$30.00) per pick up. The county reserves the right to limit the amount of bulky items collected per pick up.

(b) Special Yard Waste Collection

- (1) Yard Waste that is collected by the County through special collection shall be as defined in section 19.62. In addition, limbs or tree trunks shall not exceed 8" (inches) in diameter nor be longer than 10' (feet) in length. York County residents and qualified small businesses shall pay a fee of \$25.00 per pick-up and shall be limited to one collection every ~~three months~~thirty days per household or qualified business. Each applicant requesting additional pickups within the ~~three-month~~thirty-day period of the initial pickup shall pay a fee of \$250 for each additional pickup.
- (2) York County households or qualified small businesses may transport their own yard waste and tree trunks or limbs up to 24" in diameter and up to 10' long to the VPPSA facility. Tree Service or other commercial contractors transporting such wastes will be charged the VPPSA fee per Section 19-24.1.

\*\*\*

**Sec. 19-73. Fees and charges.**

- (a) Households and qualified small businesses who have elected to receive services from the county shall pay in arrears to the county bi-monthly fees and charges for such services in the following amounts:

\*\*\*

	Standard Fee	Reduced fee for those who qualify under Section 19-78
Regular service fee	<del>\$26</del> <u>\$32</u> .00	<del>\$20.00</del> <u>\$24.50</u>
Low generator fee	<del>\$20.00</del> <u>\$24.50</u>	<del>\$18</del> <u>\$22</u> .00
Extra charge for those who elect service pursuant to subsection 19-66(e)(1)	<del>\$20.00</del> <u>\$24.50</u>	<del>\$18</del> <u>\$22</u> .00

	Standard Fee	Reduced fee for those who qual- ify under Section 19-78
Extra charge for those who elect service pursuant to subsection 19-66(e)(2)	\$ <del>26</del> <u>32</u> .00	\$ <del>18</del> <u>22</u> .00
Extra charge for those who elect service pursuant to subsection 19-66(e)(3)	\$ <del>44</del> <u>54</u> .00	\$ <del>34</del> <u>44</u> .00
Extra charge for additional containers per month:	\$ <del>13</del> <u>16</u> .00	\$ <del>13</del> <u>16</u> .00

(b) The above rates shall be effective ~~May 1, 2005~~November 1, 2006.

(c) All fees and charges for collection service shall be the responsibility of the owner of the premises served. If someone other than the owner occupies the premises, and such person is a recipient of the service and is responsible for the payment of such charges through agreement with the owner and the county, the county will bill such person with the consent and at the written direction of the owner. However, the owner of the premises served shall be responsible for billings of services even if the owner is not the recipient of the service.